



MARTEN LAW

July 26, 2020

Via Electronic Mail and US Mail

Richard Mednick
U.S. Environmental Protection Agency, Region X
1200 Sixth Avenue, Suite 900
Seattle, WA 98101
Mail Code: 11-Co7
mednick.richard@epa.gov

Re: Harbor Island Superfund Site, East Waterway Operable Unit
King County, Washington
EPA's CERCLA Section 104(e)(2) Request for Information and Documents dated
March 10, 2020:
Maxum Petroleum Operating Company's Status Update and Proposed Response
Schedule/Submission Format

Dear Richard:

Thank you again for our productive call regarding the efforts of our client, Maxum Petroleum Operating Company ("Maxum"), to respond EPA's CERCLA Section 104(e) request of March 10.

As discussed, Maxum regrets that ongoing extraordinary business impacts from the COVID-19 pandemic delayed its initial production. Please be assured that we take our obligations under Sec. 104(e) very seriously.

Enclosed, please find Maxum's first tranche of responsive documents, which totals 8,901 pages composing 678 documents, including a small number marked CBI ("confidential business information").

Due to the continuing pandemic we have provided these documents via cloud-based document exchange—specifically, a solution called ShareFile, supported by Citrix. However, to ensure compliance with EPA's technical format requirements, you will also receive an identical USB drive via U.S. mail.

Going forward—and as discussed by phone—Maxum respectfully requests an extension of 45 days, or until August 31, 2020, to complete its search, review, coding, and production of all remaining documents, as well as 30 days thereafter, or until September 30, 2020, to prepare and submit Maxum's narrative responses in letter form.

Our goal with this staged approach is to manage COVID-19's ongoing challenges while delivering responsive material into your hands as expeditiously as possible, as well as ensuring that all information we provide in narrative form is accurate, complete, and reflects the totality of Maxum's production.

In addition, for our future productions Maxum respectfully requests permission to deviate from EPA's submission instructions in the following ways:

1. To provide responsive documents exclusively via cloud-based document exchange solution (ShareFile supported by Citrix). As you'll see in today's production, ShareFile files are kept secure during transfer with SSL/TLS encryption protocols, and in the cloud, storage of files are kept safe by using AES 256-bit encryption.
2. To provide oversize documents (defined as any document larger than 11 x 17 inches) electronically, scanned to their true size and color.
3. To provide Maxum's declaration in electronic format, with a hard copy of the declaration with an original signature provided at later date as soon as practicable.

Sincerely,

A handwritten signature in black ink, appearing to read 'JR', with a stylized, flowing script.

Jonathan Rackoff